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PROCEDURAL ACTIVITIES OF PROSECUTOR IN COURSE OF PRE-TRIAL INVESTIGATION ACCORDING TO THE LAWS OF UKRAINE AND THE FEDERAL REPUBLIC OF GERMANY

The article investigates procedural activities of prosecutor in the course of pre-trial investigation according to the laws of Ukraine and the Federal Republic of Germany. The concept of the institute of prosecution in the criminal procedural law of Germany is analyzed. The main task of prosecutor in the criminal procedural law of Germany is defined. The features of procedural regulatory support of the prosecutor in pre-trial investigation in the Federal Republic of Germany are reviewed. The peculiarities of legal theoretical understanding of criminal proceedings in Germany are considered. The features of the division of criminal proceedings of Federal Republic of Germany in stages and phases are analyzed. The problem of procedural activity of prosecutor during the implementation of the principle of adversarial criminal proceedings in the Federal Republic of Germany is studied. The basic principles of criminal procedure of the Federal Republic of Germany are ana-

lyzed. It is determined that there is a direct procedural link between the activity of prosecutor in the criminal proceedings of the criminal process and determination of the model of proceeding in Germany as a whole. It is established that in the absence of the Criminal Procedure Code of the Federal Republic of Germany individual rules or sets of separate rules governing powers of the prosecutor and procedural features of its activities, in contrast to the Criminal Procedural Code of Ukraine, are applied. The distinctive feature of procedural activity of prosecutor after receipt of a crime is considered. The major powers of the prosecutor in the course of pre-trial investigation in the Federal Republic of Germany are analyzed. The positive aspects of procedural activities of prosecutor in the course of pre-trial investigation in the Federal Republic of Germany, which should be implemented in the criminal procedure legislation of Ukraine, are identified.